

NO.56650

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 06 1991
Returned to applicant for correction AUG 21 1991
Corrected application filed _____
Map filed AUG 27 1991

The applicant **Karl W. Berg**, hereby make application for permission to change the **Place of Use and Manner of Use** of water heretofore appropriated under **Permit No. 43206**

1. The source of water is **Unnamed Spring**
2. The amount of water to be changed **.004 c.f.s.**
3. The water to be used for **Stock watering**
4. The water heretofore permitted for **Irrigation & Domestic**
5. The water is to be diverted at the following point located in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 33, T14N, R43E, MDB&M; from said point the NE corner of Sec. 32, T14N, R43E, MDB&M bears N 04° 47' 50" W a distance of 1023.17 ft.
6. The existing permitted point of diversion is located within **Same**
7. Proposed place of use **NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Sec. 33, T14N, R43E, MDB&M**
8. Existing place of use **SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 32; NE $\frac{1}{4}$ of NW $\frac{1}{4}$, NW $\frac{1}{4}$ of NE $\frac{1}{4}$, SW $\frac{1}{4}$ of NE $\frac{1}{4}$, NE $\frac{1}{4}$ of SW $\frac{1}{4}$, and NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 33, T14N, R43E, MDB&M. 240 acres to be removed from irrigation.**
7. Use will be from **Jan. 1st** and end about **Dec. 31st**, of each year.
10. Use was permitted from **Jan. 1st** and end about **Dec. 31st**, of each year.
11. Description of proposed works **Developed spring for stockwatering.**
12. Estimated cost of works **\$1.00**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **1 year**
15. Remarks: **116 head of cattle**

Lowell D. Emery, SWRS 536
By s/ Lowell D. Emery.
P.O. Box 84
Fallon, Nv. 89406

Compared jm/cmf

Protested _____

56650

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that no water right exists that can be changed; therefore, granting a permit under this application would threaten to prove detrimental to the public interest.

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 19th day of May, A.D. 2003

Hugh Ricci, P.E.
State Engineer